### SIEMENS

### FACSIMILE COVER SHEET

#### In the UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Peter Tiemann

Application No. 10/568,735

Attorney Docket No. 2003P11342WOUS

Filed: February 17, 2006

Title: DIFFUSER FOR A GAS TURBINE, AND GAS TURBINE FOR POWER GENERATION

ATTENTION: PCT LEGAL OFFICE

Art Unit: Not Yet Assigned

FACSIMILE ATTN TO: JAMES THOMSON

RECEIVEL FAX NO.: 571-273-0459

RESPONSE TO DECLARATION DECISION

Office of PCT Legal Administration Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on December 12, 2006.

Ann Hickey

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

This facsimile cover sheet which includes a Certificate of Transmission under 37 CFR 1.8 (1 pg) PTO/SB/21 Transmittal Form (1 pg)

Clarifying Statement Regarding Declaration Decision bearing "Date Mailed" of 11/02/2006 (2 pgs)

Number of pages being transmitted (including this cover sheet): 4 pgs

The information contained in this facsimile message may contain attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us. Thank you.

Siemens Corporation

Legal and Intellectual Property Department

4400 Alafaya Trail Orlando Florida 32826

Tel: 407-736-2472 FAX: 407-736-6440 TRANSMITTAL

10/568,735

PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid OMB control number.

**Application Number** 

FORM  (to be used for all correspondence after initial filing)		Filing Date February 17, 2006		ary 17, 2006		
		First Named Inventor	Peter	Tiemann		
		Art Unit	Not Y	et Assigned		
		Examiner Name		et Assigned		
Total Number of Pages in This Submission 4		Attorney Docket Numb		211342WOUS		
FNO				1104211000		
ENCLOSURES (check all that apply)  Fee Transmittal Form  Drawing(s)  After Allowage Community 1.70						
Fee Attached	Licensing-related Papers		· ·	er Allowance Communication to TC lead to the communication to Board		
Amendment / Reply	Petition	· ·	of A	Appeals and Interferences		
<u></u>			(App	eal Communication to TC eal Notice, Brièf, Reply Brief)		
After Final	Petition to Convert to a Provisional Application		Prop	orietary Information		
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address		☐ State	us Letter		
Extension of Time Request	Terminal Disclaimer		Oth	er Enclosure(s) se identify below):		
Express Abandonment Request	Request for Refund		Facsin certific	Facsimile Cover Sheet including a certificate of transmission under 37		
☐ Information Disclosure Statement	CD, Number of CD(s) Landscape Table on CD		CFR 1.8	3		
Certified Copy of Priority Document(s)	Remarks					
Reply to Missing Parts/ Incomplete Application	Clarifying Statement Regarding Response to Declaration Decision bearing "date mailed" of 11/02/2006 is being filed.					
Reply to Missing Parts						
under 37 CFR1.52 or 1.53		· · · ·				
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm	SIEMENS					
Signature	MMun					
Printed Name  JOHN P. MUSONE						
Date DECEMBER 12		12, 2006 Reg.	44,961			
CERTIFICATE OF TRANSMISSION/MAILING						
hereby certify that this correspondence or with sufficient postage as firs lexandria, VA 22313-1450 on the date	e is being facsin			ed with the United States Postal er for Patents, P.O. Box 1450.		
Signature	Hickey	/	<del></del>			
Typed or printed name ANN HIC	CKEY					
his collection of information is			Date	DECEMBER 12, 2006		
coess) an application. Confidentiality is governe thering, preparing, and submitting the complet rount of time you require to complete this form ademark Office, U.S. Department of Commerciples. SEND TO: Commissioner for Patent	R 1.5. The information of by 35 U.S.C. 122 and application form the and/or suggestions e. P.O. Box 1450, All s. P.O. Box 1450, All s	in is required to obtain or retain a lind 37 CFR 1.11 and 1.14. This cito the USPTO. Time will vary defer reducing this burden, should be according to the USPTO. DO lexandria, VA 22313-1450.	benefit by the pub ollection is estimat pending upon the be sent to the Ch NOT SEND FEES	lic which is to file (and by the USPTO to teled to 12 minutes to complete, including individual case. Any comments on the lef information Officer, U.S. Patent and S. OR COMPLETED FORMS TO THIS		
Typed or printed name ANN HICKEY  Date DECEMBER 12, 2006  This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including pathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the reademark Office, U.S. Department of Commence, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.						
				12 DED		
				International Co		
				"lern'egal c.		

International Division

## SIEMENS

PATENT Attorney Docket No. 2003P11342WOUS

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Title:	DIFFUSER FOR A GAS TURBINE, AND GAS TURBINE FOR					
Filed:	February 17, 2006 )	Examiner:	Not Yet Assigned			
Serial No.:	10/568,735	Group Art Ur	nit: Not Yet Assigned			
inventor:	P. Tiemann	•	•			

**POWER GENERATION** 

Commissioner For Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

# CLARIFYING STATEMENT REGARDING DECLARATION

A declaration from sole inventor Peter Tiemann was filed in connection with the initial national stage filing of the above-captioned application. Since inventor Tiemann is comatose (not dead), his wife and legal representative, Iris Oltmanns, signed the declaration on his behalf. A copy of the legal Appointment document providing Ms. Oltmanns with this power and a certified English language translation of the same was also included with the initial filing.

On November 2, 2006, the Office issued a Decision regarding the originally filed declaration that "the citizenship, residence and address of the legal representative are omitted."

The citizenship, residence and address of the legal representative (and the sole inventor) are indicated on page 3 of the declaration below Ms. Oltmanns signature. In particular, Applicant's attorney, individually and on behalf of Applicant and Applicant's legal

Serial No. 10/568,735 Atty. Doc. No. 2003P11342WOUS

representative, respectfully submits and clarifies that the citizenship, residence and address of comatose inventor Peter Tiemann and his legal representative are the same – German, Witten Germany, and Oberdorf 14 58452 Witten German – and that the German term "custodian" is the equivalent of "legal representative".

Therefore, it is respectfully submitted that the citizenship, residence and address of the legal representative are not omitted, and acceptance of the declaration is respectfully requested.

Respectfully submitted,

Dated: 12/12/06

Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin, New Jersey 08830